



COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
JEFFREY A. NAUS
ROBERT H. REID
SADEGH-NASSERI SCHEHERAZADE
MARCIA WOLF

Group Art Unit: 1818

Serial No. 09/013,077

Examiner: L. Green

Filed: January 26, 1998

Paper No. 4

For: Model for Testing Immunogenicity
of Peptides

PETITION UNDER RULE 37 CFR 1.47

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Joint inventors, Jeffrey A. Naus and Marcia Wolf on behalf of themselves and omitted joint inventors, Robert H. Reid, and Sadegh-Nasseri Scheherazade petition for the acceptance of their executed declarations (Enclosure 1) in view of the inability to obtain an executed declaration from joint inventors, Robert H. Reid and Sadegh-Nasseri Scheherazade to allow them to join in this application at this time.

A copy of the letter (Enclosure 2) mailed directly to the last known address of joint inventors, Robert H. Reid and Sadegh-Nasseri Scheherazade on May 7, 1998 requested that the declaration for Patent Application be executed and returned to the undersigned prior to May 21, 1998. To date, we have only received the enclosed declarations executed by Jeffrey A. Naus and Marcia Wolf.

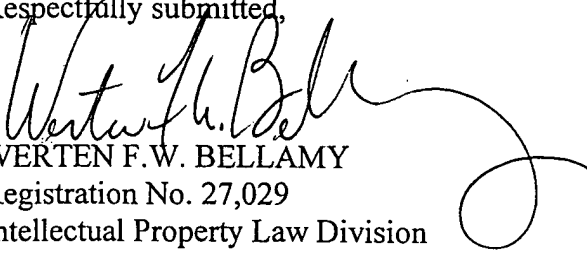
In order to ensure that the filing of this patent application is perfected prior to October 15, 1998, the executed declarations of joint inventors, Jeffrey A. Naus and Marcia Wolf are being submitted to the U.S. Patent and Trademark Office along with this petition.

As indicated on the enclosed May 7, 1998 letters, the last known address for joint inventors Robert H. Reid, 10807 McComas Court, Kensington, MD 20895 and Sadegh-Nasseri Scheherazade, Department of Immunology, American Red Cross, 15601 Crabbes Branchway, Rockville, MD 20855.

A copy of the "Notice to File Missing Parts of Application-Filing Date Granted" is enclosed (Enclosure 3).

The Commissioner is authorized to charge payment any fees required by 37 CFR 1.17(h) or credit any overpayment to Account No. 21-0039.

Respectfully submitted,


WERTEN F.W. BELLAMY
Registration No. 27,029
Intellectual Property Law Division
OTJAG, Department of the Army
901 North Stuart Street
Arlington, VA 22203-1837
Telephone: (703) 696-8119

Date: 10/2/98

Encls.
As stated

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D. C. 20231, on 10/2/98.

(Date)

Name

Werten F.W. Bellamy

Registration No.

27,029

Werten F.W. Bellamy

(Signature)

(Date)



U.S. Army
Intellectual Property
Law Division
901 North Stuart Street
ATTN: JALS-IP
Arlington, Virginia
22203-1837

DSN 426-8120/Commercial (703) 696-8120
Fax (703) 696-8116 **2960**

#15
Attch
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Fax Message

To: Doctor ~~Sadegh~~Nasseri Schelerazade
FAX # 301-517-0344
PHONE #

From: Werten F. W. Bellamy
DSN 426-8119
Commercial (703) 696-8119

DOCTOR SCHELERAZADE:

11/19/98

CAN YOU PLEASE EXECUTE THE ASSIGNMENT OF INVENTION AND DECLARATION FOR
PATENT APPLICATION AND FEDERAL EXPRESS BACK TO OUR OFFICE. THE
ASSIGNMENT NEEDS TO BE NOTARIZED.

Werten F. W. Bellamy

3
N

Message comprises header and page(s).

As a below named inventor, I hereby declare that:

JEFFREY L. NAUSS, ROBERT H. REID, SADEGH-NASSERI SCHEHERAZADE, MARCIA WOLF

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **MODEL FOR TESTING IMMUNOGENICITY OF PEPTIDES**

the specification of which is attached hereto unless the following box is checked:

☒ was filed on 01/26/98 as United States Application Number or PCT International Application Number 09/013,077 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §156.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

☐ Yes ☐ No

(Number) (Country) (Day/Month/Year Filed)

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)
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(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Address all telephone calls to **WERTEN F.W. BELLAMY** at telephone number **703-696-8119**

Address all correspondence to **INTELLECTUAL PROPERTY LAW DIVISION**
OFFICE OF THE JUDGE ADVOCATE GENERAL, DA
901 NORTH STUART STREET, SUITE 700
ARLINGTON, VA 22203-1837

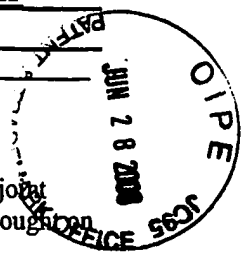
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. **SADEGH-NASSERI SCHEHERAZADE**

Full name of inventor (give name, family name) _____

Residence _____ Date _____

Post Office Address _____ Citizenship _____

☒ Additional inventors are being named on separately numbered sheets attached hereto. Page 3 of 4



My residence, post office address and citizenship are as stated below next to my name.

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Prior Foreign Application(s)

Priority Claimed

☐ Yes ☐ No

(Number) (County) (Day/Month/Year Filed)

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ARLINGTON, VA 22203-1837

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. **MARCIA WOLF**

Full name of inventor (give name, family name) Marcia Kay Wolf Marcia Kay Wolf
 Residence Maryland (Silver Spring) Date 12 May 98
 Post Office Address 9850 Hollow Glen Place Citizenship U.S.A.

☒ Additional inventors are being named on separately numbered sheets attached hereto. Page 4 of 4

DECLARATION FOR PATENT APPLICATION

As a below named inventor, declare that:JEFFREY L. NAUSS, ROBERT REID, SADEGH-NASSERI SCHEHERAZADE, MARCIA WOLF

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: MODEL FOR TESTING IMMUNOGENICITY OF PEPTIDES

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901 NORTH STUART STREET, SUITE 700
ARLINGTON, VA 22203-1837

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. JEFFREY L. NAUSS

Full name of inventor (give name, family name) Jeffrey L. Nauss

Residence 7045 Chormant Dr. Apt 155 San Diego CA Date 6/5/98

Post Office Address 7045 Chormant Dr. Apt 155, San Diego CA Citizenship USA

☒ Additional inventors are being named on separately numbered sheets attached hereto. Page 1 of 4



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
ED STATES ARMY LEGAL SERVICES AGEN
901 NORTH STUART STREET
ARLINGTON, VA 22203-1837

May 7, 1998

Intellectual Property
Law Division

Dr. Sadegh-Nasseri Schelerazade
Department of Immunology
American Red Cross
15601 Crabbes Branchway
Rockville, MD 20855



Dear Dr. Schelerazade:

This is in reference to U.S. Patent Application Serial No. 09/013,077 entitled: "Model For Testing Immunogenicity of Peptides" (enclosure 1) filed in the U.S. Patent and Trademark Office (PTO) on January 26, 1998.

In order to complete the Army's records, as well as the filing process in the PTO, please execute the enclosed declaration, and assignment and return them to me.

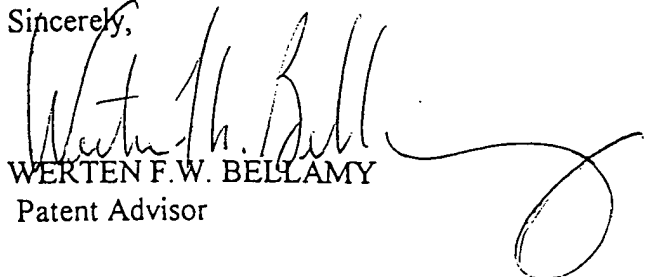
Declaration for Patent Application (enclosure 2): As required by Federal Statute, you must read your copy of the patent application before signing this form. Also, please read the declaration form itself completely. Then, please provide the information requested in the appropriate section (residence address is your home address while the post office address will be the address where your mail is received), sign and date (notarization of your signature is not required).

Assignment of Invention (enclosure 3): Please execute this assignment in the presence of a notary public.

The Declaration and Assignment have been attached to the enclosed copy of the application. Please return the executed documents to this office prior to May 21, 1998.

If you have any questions concerning this matter, call me at (703) 696-8119.

Sincerely,


WERTEN F.W. BELLAMY
Patent Advisor

Encls.
as stated



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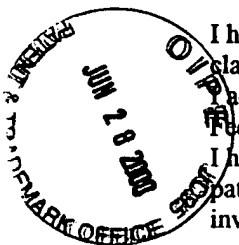
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Full name of inventor (give name, family name) _____

Residence _____ Date _____

Post Office Address _____ Citizenship _____

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REPLY TO
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DEPARTMENT OF THE ARMY
UNITED STATES ARMY LEGAL SERVICES AGENCY
901 NORTH STUART STREET
ARLINGTON, VA 22203-1837

May 7, 1998

Intellectual Property
Law Division

Mr. Robert H. Reid
10807 McComas Court
Kensington, MD 20895

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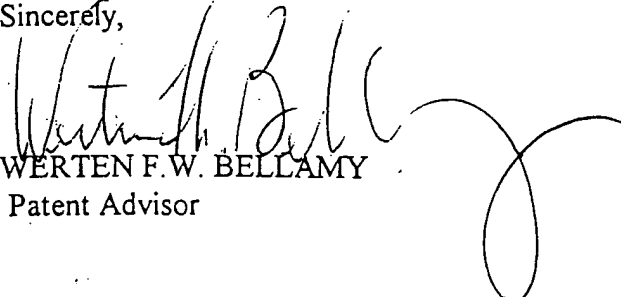
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Patent Advisor

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